

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

BRITTANY BAKER

vs.

ONALASKA INDEPENDENT
SCHOOL DISTRICT

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CASE NO. 2:08-CV-406-DF-CE

ORDER

The above-titled and numbered civil action was referred to United States Magistrate Judge Chad Everingham pursuant to 28 U.S.C. § 636. The report of the Magistrate Judge (Dkt. No. 24), which contains his recommendation that the court deny as moot the defendant Onalaska Independent School District's ("OISD") supplemental motion to dismiss (Dkt. No. 12), has been presented for consideration. No objections were filed to the report and recommendation. The court is of the opinion that the conclusions of the Magistrate Judge are correct. Therefore, the court adopts, in its entirety, the report of the United States Magistrate Judge as the conclusions of this court. Accordingly, OISD's supplemental motion to dismiss is DENIED as moot.

SIGNED this 15th day of July, 2010.



DAVID FOLSOM
UNITED STATES DISTRICT JUDGE